Filed 08/28/2009

IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF MISSISSIPPI SOUTHERN DIVISION

HELEN POLITZ **PLAINTIFF**

VERSUS CIVIL ACTION NO.:1:08CV18-LTS-RHW

NATIONWIDE MUTUAL FIRE INSURANCE COMPANY, ET AL

DEFENDANTS

MOTION TO SEAL EXHIBIT "2" TO NATIONWIDE'S [420] REPLY TO RESPONSE TO MOTION [404] MOTION FOR SUMMARY JUDGMENT (SECOND SUPPLEMENTAL)

COMES NOW the Plaintiff, HELEN J. POLITZ, by and through her attorneys of record, DENHAM LAW FIRM, and would move the Court to seal and/or remove from the Court's ECF website Exhibit "2" to [420] Nationwide's Reply to Response to Motion [404] Motion for Summary Judgment (Second Supplemental), and in support thereof would show as follows:

I.

Exhibit "2" Plaintiff's July 21, 2009, deposition contains confidential and personal information not relating to this cause. Defendant by filing same un-redacted has placed Plaintiff's personal and confidential information which in no way is related to this cause on the Court's ECF website allowing same to be obtained by anyone with access to the Court's ECF website. Plaintiff respectfully requests the Court to seal and/or remove Exhibit "2" to [420] Nationwide's Reply to Response to Motion [404] Motion for Summary Judgment (Second Supplemental) from the Court's website to protect the Plaintiff's privacy.

WHEREFORE, PREMISES CONSIDERED, the Plaintiff respectfully request the Court to immediately seal and/or remove Exhibit "2" to [420] Nationwide's Reply to Response to Motion [404] Motion for Summary Judgment (Second Supplemental) from the Court's website to protect the Plaintiff's privacy.

Respectfully submitted, HELEN J. POLITZ BY: DENHAM LAW FIRM

BY: <u>s/Kristopher W. Carter</u> KRISTOPHER W. CARTER MS Bar No. 101963

CERTIFICATE

I, KRISTOPHER W. CARTER, do hereby certify that I electronically filed the above and foregoing document with the Clerk of the Court utilizing the ECF system, which provides notification of said filing to the following:

Laura Limerick Gibbes, Esquire Laura Louise Hill, Esquire Watkins, Ludlam, Winter & Stennis, P.A. Post Office Drawer 160 Gulfport, MS 39502-0160

Elizabeth Locke, Esquire Daniel F. Attridge, P.C. Thomas A. Clare, P.C. Christian D.H. Schultz Robert B. Gilmore, Esquire Sean M. McEldowney, Esquire Kirkland & Ellis LLP 655 15th Street, N.W., Suite 1200 Washington, DC 20005

Crockett Lindsey U.S. Attorney's Office 1575 20th Ave. Gulfport, MS 39501

SO CERTIFIED on this the 28th day of August , 2009.

*s/Kristopher W. Carter* KRISTOPHER W. CARTER

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